

## THE FIVE PACKED EWELLES WILL STRIKE TODAY

### JURY DISAGREES ON ARBUCKLE VERDICT

#### FINAL COUNT 10 TO 2 FOR ACQUITTAL WITH JURORS DEADLOCKED

#### One Woman Member of Jury Voted Steadily For Conviction According to Reports Emanating From Jurors After 41 Hours Deliberation; Case Set For Re-trial January 9.

[Republican A. P. Leased Wire] SAN FRANCISCO, Dec. 4.—The jury which tried Roscoe C. Arbuckle, on a charge of manslaughter was discharged today, as unable to agree after it had deliberated 41 hours. The jury was brought into court at its own request at noon, reported a disagreement and asked that it be discharged. The foreman announced that the final ballot stood 10 to 2, but he did not say whether the majority favored conviction or acquittal. The case was set for re-trial Jan. 9. Court officials said, however, that the balloting favored acquittal throughout. In a statement following the jury's return Arbuckle declared one of the five women jurors had prevented his acquittal "because she refused to discuss the evidence or reason with her and would not give any reason for her attitude." He did not name the juror. District Attorney Brady said that Arbuckle had been given a "fair and honest trial" and complimented the jurors who held out for conviction as "having courage and determination." He was not in court when the jury reported. "I had hoped the jury would reach an agreement," he said. "I confidently expected a verdict of guilty upon the evidence presented. In my opinion the disagreement does not vindicate Roscoe Arbuckle. A vindication could come only after a quick unanimous verdict. It was my duty to present the facts to a jury. This I have done, though opposed by wealth, power and influence. Will Hold New Trial "The court has set Jan. 9 as the date for a re-trial and I will be ready at that time to proceed." The members of the jury looked haggard and worn out when they filed into the little court room, over which a deep hush had settled and took their seats. The foreman, August Fritze, informed the court it is physically and morally impossible for us to reach a verdict." At the request of the court he announced the final ballot division. Superior Judge Harold Lunderback, who tried the case, told the jury that he wanted to see the deliberation might result in a (Continued on Page Two)

## Charge Attempt To Intimidate Arbuckle Juror

SAN FRANCISCO, DEC. 4.—CHARGES THAT ATTEMPTS WERE MADE TO INTIMIDATE MRS. HELEN M. HUBBARD, JUROR IN THE ROSCOE ARBUCKLE MANSLAUGHTER TRIAL, WERE Laid BEFORE THE GRAND JURY TOMORROW NIGHT, IT WAS ANNOUNCED LATE TONIGHT BY MILTON U'REN, ASSISTANT DISTRICT ATTORNEY.

U'Ren said that Mrs. Hubbard told him the balliff who had charge of the jury and a number of reporters that Gus Oliva, a commissioner, merchant, approached her husband, T. W. Hubbard, with a view to having him use his influence to have her change her vote. Mrs. Hubbard let it be known that she had been voting for a verdict of guilty on the manslaughter charge where of the motion picture comedian was accused. She declared that her husband was informed Oliva would ruin him if he did not instruct her to vote as acquitted. Hubbard, U'Ren declared, had told him Oliva approached him last night by telephone, asking that he send his wife a note urging that she change her vote from "guilty" to "not guilty." Hubbard said he asked how such a note could be sent to a member of a jury, and said Oliva replied: "Just give the note to a member of the sheriff's office."

#### Foreman of Jury Says One Woman Held to Convict

[Republican A. P. Leased Wire] SAN FRANCISCO, Dec. 4.—August Fritze, foreman of the Arbuckle jury, issued a signed statement tonight saying that one of the woman jurors who was in the minority refused to consider the evidence from the beginning and declared that "she would cast her ballot and would not change it until hell froze over."

There were two jurors who voted for conviction, according to Fritze. His statement follows: "I make this statement as a duty to the public. "There was a tacit understanding that the members of the jury would not make individual statements. I have hesitated since that a number of the jury have, however, done so, and I believe the foreman, that it is well for those interested in the administration of justice that the citizens of San Francisco should have the facts. The ten members of the jury who voted on the last ballot for acquittal, felt that they voted on the evidence—fully considering it all. One of the two minority refused to consider the evidence from the beginning and said at the opening of the proceedings that she would cast her ballot and would not change it until hell froze over. The other was fluctuating, some times casting a blank ballot—some times voting for the defense and some times voting for the prosecution. Considering all the evidence, it seemed to us that the prosecution's case was an insult to the intelligence of the jury. It asked us to substitute conjecture for facts without showing what had been done, and asked us to guess who might have been done and to guess only one way. "Human liberty and American rights depend upon the success of anybody, but upon evidence. (Signed) "AUGUST FRITZE."

#### Stanford Student Is Appointed To One Of Rhodes Scholarships

[Republican A. P. Leased Wire] PHILADELPHIA, Dec. 4.—Result of the Rhodes scholarship elections held yesterday in 32 states was announced tonight. There were 506 appointments to the 32 appointments. The appointees will enter Oxford university in October, 1922, on a three-year scholarship with a stipend of \$50 per year.

The partial list of scholars chosen subject to confirmation by the Rhodes trustees together with their present addresses where known, and the state and college or university which he represents, includes: California—Richard H. Barker, Leland Stanford Jr. university, Palo Alto, Calif. Colorado—E. P. Egan, Yale university, Cambridge, Mass. Connecticut—E. P. Egan, Yale university of Iowa, Iowa City, Iowa. Nebraska—Woodson Spurlock, University of Nebraska, Lincoln, Neb. Washington—P. T. Ellsworth, University of Washington, Seattle, Wash.

#### Secretary of League Says Conference Not Rival of Old League

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## \$250,000 FIRE LOSS AT YUMA; ONE MAN DEAD

YUMA, Ariz., Dec. 4.—One man was killed, several others injured, none seriously, and property was damaged to the extent of a quarter of a million dollars, as a result of a fire in the business district of this city today.

Jack Ward, a member of a volunteer fire fighting crew, was fatally crushed when he was caught under a gasoline tank which had been hurled high in the air by an explosion during the fire. He died on the way to the hospital. Ward was married just a week ago. Authorities had been unable to night to determine the cause of the fire which was discovered about 9 o'clock this morning in the rear of a meat market and cold storage plant. Aided by a strong wind, the flames swept rapidly through the business section, wrecking the building in which it originated, destroying a restaurant and a drug store and several office buildings. Then they jumped across the street and destroyed goods stored in warehouses belonging to two general mercantile firms. Two lumber yards, only 200 yards from the fire, were saved by hard work on the part of the fire fighters. A number of lawyers who had offices in the buildings destroyed, lost their libraries. About 50 enlisted men of the United States army, under command of Capt. Corban Fisher, aided Yuma's volunteer fire department in fighting the flames. Insurance men tonight estimated the total damage at \$250,000. The Yuma Wholesale Meat company, the Yuma Produce company, the Yuma Drug company and the Morris barber shop were among the places of business completely destroyed by the fire. The Yuma Abstract company lost everything that was not stored in its fire-proof vaults. It is estimated Sanquinetti's loss will be about \$50,000. Seven law offices also were destroyed by the flames, with their libraries, among the latter being that of Robertson Lindeman, the largest in this part of the state, valued at \$10,000. The Harry Brownstetter store, which the flames also reached, was badly damaged by smoke and water, and a number of other buildings were damaged. It is not known how much of the total loss of \$250,000 is covered by insurance.

#### Marine Guard Kills Man At Rail Station

[Republican A. P. Leased Wire] ST. PAUL, Minn., Dec. 4.—Wyllie Clark, a farmer, was shot and killed by a marine postal guard today while a Kansas City Southern passenger train was standing at Flanchard, Caddo parish. A warrant for T. A. Willis, said to be the marine who shot Clark, was issued later. Clark was standing at the entrance to the train when the marine ordered him to move. BEAUMONT, Texas, Dec. 4.—Private T. A. Willis of the marine corps, acting as mail guard on a Kansas City Southern passenger train, was arrested here tonight and taken in charge by the guard of the United States marines.

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## SINN FEIN REJECT BRITISH PREMIER'S PEACE PROPOSALS

[Republican A. P. Leased Wire] LONDON, Dec. 4.—Premier Lloyd George today received the report of the representatives of the Sinn Fein on the government's latest proposals on the Irish settlement. In a conference between the British ministers and the Sinn Fein delegates the premier and his colleagues were informed that the proposals were not acceptable. They had been given full consideration by the Sinn Fein and found to reconcile differences which had arisen. The future is not considered promising. Members of the special committee of the British government who took part in the original conference are to meet tomorrow for the purpose, it is believed, of taking some definite action. Unless an agreement is reached by tomorrow, it is understood that the government will not submit its proposals to Sir James Craig. The Sinn Fein premier will speak at Belfast Tuesday and if no proposals have reached him then, will announce the negotiations ended. Eamon de Valera, who is present during the consideration of the British proposals at Dublin, spoke significantly at Galway today, declaring: "Freedom was never won without sacrifice; the country must be as prepared now to face sacrifices as it has been in the past." The Sinn Fein representatives are still in London and Mr. Lloyd George has on many previous occasions shown himself capable of overlooking what appeared to be an almost insurmountable barrier. No official word has yet been given out that an end has come to the negotiations. Premier Lloyd George's difficulty, it was said, is that he can not ask Ulster to agree to any terms which British opinion would not endorse. He is firm in the stand that the alliance question can not be abandoned or camouflaged. The proposal that the king might be recognized as the head of a British federation of free states, but not as a king of Ireland, was objected to by the British ministers. The crux of the partition was almost equally serious. The Sinn Fein regards Irish unity as fundamental and was firm that no proposal aimed at securing Ulster's assent should prove a possible permanent bar. The net result in the opinion of the commentators will be to throw the onus of the collapse on the Sinn Fein, and this will bring back Premier Lloyd George to the position he assumed before the negotiations—that British law must be maintained and authority sought for drastic action. Meanwhile dominance in the Irish administration would rest with the military. No agreement has been reached for any prolonged extension of the truce. DE GROOT STANFORD CAPTAIN STANFORD UNIVERSITY, Calif., Dec. 4.—Dudley De Groot, a junior, was elected captain of next year's Stanford football team today. He has played on the varsity eleven team two years.

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## Over 7,000 Bales Long Staple Burn In Southern Fire

GREENWOOD, Miss., Dec. 4.—More than 7,000 bales of long staple cotton were destroyed by a fire of undetermined origin in the warehouse of the Greenwood Commercial and Storage company here tonight. The loss was estimated at \$750,000. The fire was confined to one of the three compartments in which the warehouse is divided. A large part of the cotton stored in the warehouse was owned by members of the recently formed Long Staple Cotton association and was insured.

## SIXTY-SEVENTH CONGRESS WILL CONVENE TODAY

[Republican A. P. Leased Wire] WASHINGTON, Dec. 4.—The sixty-seventh congress will convene for its second session tomorrow. After a ten-day rest following the extra session, house and senate return to face tasks which leaders predict will occupy probably seven months. Nearly a dozen questions of legislative policy confront the members, while scores of lesser matters will be pressed. President Harding plans to deliver his message Tuesday. Probably for the first time in American history it will be delivered before members of an international conference. Many arms delegates are expected to attend. It appeared highly probable that no consideration would be given the naval supply bill until some indication of the British settlement. In a conference, while that dealing with army funds is slated for late study because it may also be affected.

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#### Arms Assembly Delegates Get Brief Vacation

[Republican A. P. Leased Wire] WASHINGTON, Dec. 4.—The arms conference delegates, who met Wednesday, but for most of the delegates there is no rest from "informal consultations," in which individuals and small groups exchange views on important phases. These interviews are now concerned chiefly with collateral elements of the situation, while progress on national ratio awaits word from Tokyo. Far Eastern discussions are to be resumed by the committee of the whole Wednesday, but it may be late in the week before the Japanese have received instructions warranting a further step in naval exchanges. Like deliberations of the lesser groups will not be resumed until the navy ratio remains secret. Even some delegates are ignorant of what is in the minds of the naval "big three"—Hughes, Baifour and Kato. Delay in carrying forward the naval discussions is explained by the time required for the Japanese delegates to communicate with Tokyo. The Japanese attach to this stage of the negotiations. It is said in Japanese circles that the home office would include the Japanese navy a definite statement until they have canvassed the sentiment in Japan. By some Japanese, the question of a three-year moratorium on the navy ratio is considered of great importance. Bound up in the problem are many vital considerations of national security. The latest suggestion to gain currency is a plan by which the powers undertake to attack China financially and also stabilize political conditions in the Far East. In authoritative sources, however, the general attitude is that such questions must be threshed out along with Far Eastern discussions. Emphasizing the importance of the decision, Japan is making her representatives indicated again that they regard the final outcome of the conference as being of the greatest importance to possible abrogation of the Anglo-Japanese alliance, and substitution of some agreement which would include the United States and be the basis of a permanent understanding between Japan and this country. There were also increasing indications that the question of fortifications in the Far East bore a close relation in the minds of Japan to national policy, and therefore to the concrete question of how many capital warships Japan is to be allotted.

#### Secretary of League Says Conference Not Rival of Old League

[Republican A. P. Leased Wire] ROME, Dec. 4.—Sir Eric Drummond, secretary-general of the league of nations, addressing the Press club today, declared that the league was still in existence and that its usefulness had been proven by the solutions of the Albanian, Silesian, Lithuanian, and Albania island questions. Alluding to the Washington conference, he said: "I know too little of what has been done at the Washington conference to express any definite opinion, but it is clear the conference can not and must not be regarded by the league's supporters as a rival."

#### Parachute Performer Drops 1,000 Feet To His Death at Frisco

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## JAPANESE BASE SEVENTY PERCENT PROPOSALS ON PRESENT NAVY STRENGTH

[Republican A. P. Leased Wire] WASHINGTON, Dec. 4.—Examination of memoranda submitted by Japanese experts during conferences with American officers on the naval ratio problem shows that the Japanese seized on "the existing strength" clause of Secretary Hughes' proposal as a basis for asserting claims to at least 70 per cent of American naval strength. The Japanese proposition was presented in three tables of comparison in none of which was allowance made for any ship under construction November 11, except the Japanese battleship Mutsu, rated by the Japanese as completed, and by the American experts as 88 per cent complete. According to any of the three calculations, the existing strength of the Japanese navy amounts to about 70 per cent of the American navy, the Japanese conceded. "It is therefore the firm conviction of the Japanese experts that Japan should have at least 70 per cent of the navy compared with America's 100 per cent." The Japanese experts were verbally informed that the United States could not discuss the proposed construction on the basis of the Japanese construction. Discussions between the experts ended there. Table one sets out a comparison based on pre-dreadnaughts and dreadnaughts of each power. It follows: United States—20 ships, 532,550 tons, 100 per cent. American classification: 18 ships, 500,650 tons, 100 per cent. Japanese classification: 13 ships, 375,020 tons, 70 per cent. American classification: 11 ships, 331,700 tons, 62 per cent. Table three, dealt out with super-dreadnaughts. It showed no disagreement as to tonnage or number of ships to be included. It follows: United States: 12 ships, 253,900 tons, 10